

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ANTHONY V. ALLARA,  
Plaintiff,

No. C 08-2943 WHA (PR)

**ORDER OF TRANSFER**

v.

TWO CORRECTIONAL OFFICERS  
AT OLD FOLSOM STATE PRISON,  
Defendants.

This is a civil rights case brought pro se by a state prisoner. The acts complained of occurred at Old Folsom State Prison, which lies within the venue of the United States District Court for the Eastern District of California. Defendants, who are prison employees, appear to reside there as well. Venue, therefore, properly lies in that district and not in this one. *See* 28 U.S.C. § 1391(b).

This case is **TRANSFERRED** to the United States District Court for the Eastern District of California. *See* 28 U.S.C. § 1406(a). In view of the transfer, the Court will not rule upon plaintiff's request for leave to proceed in forma pauperis. Plaintiff may disregard the clerk's notice of in forma pauperis deficiency filed June 12, 2008, because the Eastern District probably will want to apply its own procedures.

**IT IS SO ORDERED.**

Dated: June 24, 2008.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

ANTHONY V ALLARA,  
Plaintiff,

Case Number: CV08-02943 WHA

**CERTIFICATE OF SERVICE**

v.

TWO CORRECTIONAL OFFICERS AT OLD  
FOLSOM STATE PRISON,

Defendant.

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I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 24, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Anthony Allara  
K-60159/ DMH A-1  
Salinas Valley State Prison  
PO Box 1050  
Soledad, CA 93960

Dated: June 24, 2008

Richard W. Wieking, Clerk  
By: Frank Justiliano, Deputy Clerk